

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Jed FAHEY, *et al.*
Title: CANCER CHEMOPROTECTIVE FOOD PRODUCTS
Patent No.: 7,303,770
Appl. No.: 09/825,989
Filing Date: April 5, 2001
Examiner: FF KRASS
Art Unit: 1614
Confirmation Number: 4463

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

MAIL STOP: IDS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of a document known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 C.F.R. §1.56.

A copy of the litigation document is being submitted to comply with the provisions of 37 U.S.C. §290 and M.P.E.P. §2207 .

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to

antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted after the mailing date of a Notice of Allowance under 37 C.F.R. §1.113. Pursuant to 35 U.S.C. §290 and M.P.E.P. §2207, Applicants respectfully request, that the submitted United States litigation document be placed in the application file.

RELEVANCE OF EACH DOCUMENT

The foregoing document was filed in a litigation case in the U.S. District Court Southern District of New York on March 8, 2008 which involves claims included in this patent.

Although Applicant believes that no fee is required for this Request, the Commissioner is hereby authorized to charge any additional fees which may be required for this Request to Deposit Account No. 19-0741.

Respectfully submitted,

Date _____

By  _____

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